Typed or printed name

Timothy J. Maier

PTO/SB/21 (09-04) Approved for use through 07/31/2006. OMB 0651-0031

May 17, 2005

Date

10/830,034

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**Application Number** 

TRANSMITTAL		Filing Date	4/23/2004		
FORM		First Named Inventor	WOOD,	WOOD, Thomas J.	
		Art Unit	3743		
(to be used for all corre	spondence after initial filing)	Examiner Name			
Total Number of Pages	in This Submission	Attorney Docket Number	IMED-00	009-US	
	FNC	LOSURES (Check all th	at anniv)		
Fee Transmitt		Drawing(s)			After Allowance communication to (TC)
Fee Atta	ached	Licensing-related Papers			Appeal Communication to Board of Appeals and Interferences
Amendment /	Reply	Petition			Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
After Fi	nal	Petition to Convert to a Provisional Application			Proprietary Information
Affidavi	ts/declaration(s)	Power of Attorney, Revocation Change of Correspondence Ac	idress		Status Letter
Extension of 1	Extension of Time Request			Ш	Other Enclosure(s) (please identify below):
Express Aban	donment Request	Request for Refund			
x Information Dis	sclosure Statement	CD, Number of CD(s)			
Certified Copy	of Priority	Landscape Table on CD	)		
Reply to Missi	ng Parts/	narks			
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37 CFR 1	.52 or 1.53				
	SIGNATURE	OF APPLICANT, ATTOR	NEY, OR	AGEN	IT
Firm Name Ol	ds, Maier & Richardson, PLI	.c			
Signature / /					
Printed name Timothy J. Maier					<b>T</b>
Date May 17, 2005			Re	g. No.	51986
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sufficient postage as fir date shown below.	st class mail in an envelope ad	ddressed to: Commissioner for Pa	itents, P.O.	. Box 14	150, Alexandria, VA 22313-1450 on the
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# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Group Art Unit: 3743

Examiner:

ETRACEPplicant(s): WOOD, Thomas J.

Serial No.: 10/830,034

Filed: 4/23/2004

Title: NASAL VENTILATION

INTERFACE AND SYSTEM

Attorney Docket No.: IMED-0009-US

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

## **INFORMATION DISCLOSURE STATEMENT**

Dear Sir:

This Information Disclosure Statement is submitted:

- under 37 CFR 1.97(b), or
  (Within three months of filing national application; or date of entry of international application; or before mailing date of first office action on the merits; whichever occurs last)
- x under 37 CFR 1.97(c) together with either a:
  - \_\_ Statement under 37 CFR 1.97(e), or
  - x a \$180.00 fee under 37 CFR 1.17(p),

    (After the CFR 1.97(b) time period, but before final action or notice of allowance, whichever occurs first)
- \_\_ under 37 CFR 1.97(d) together with a:
  - \_\_ Statement under 37 CFR 1.97(e), and
  - \_\_ a \$180.00 fee set forth in 37 CFR 1.17(p).
  - (Filed after final action or notice of allowance, whichever occurs first, but before payment of the issue fee)

## I. LIST OF PATENTS, PUBLICATIONS OR OTHER INFORMATION

The patents, publications, or other information submitted for consideration by the Office are listed on the PTO-1449(s), attached hereto.

05/18/2005 JADDO1 00000093 10830034

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- II. COPIES (check at least one box)
- a. x Submitted herewith is a legible copy of (i) each foreign patent; (ii) each publication or that portion which caused it to be listed; and (iii) all other information or that portion which caused it to be listed.
- b. x Some or all of the documents listed on the PTO-1449 are not enclosed because they are either U.S. Patents or Published Applications or were cited in the International Search Report and copies should already be in the PTO file. If copies are needed, please contact the undersigned.

# III. CONCISE EXPLANATION OF THE RELEVANCE

(check at least one box)

## a. x DOCUMENTS IN THE ENGLISH LANGUAGE

The attached patents, publications, or other information in the English language do not require a statement of relevancy.

## b. DOCUMENTS NOT IN THE ENGLISH LANGUAGE

A concise explanation of the relevance of all patents, publications, or other information listed that is not in the English language is as follows:

## c. ENGLISH LANGUAGE SEARCH REPORT

An English language version of the search report or action that indicates the degree of relevance found by the foreign office is attached, thereby satisfying the requirement for a concise explanation. See MPEP 609(III)(A)(3).

## d.\_\_ OTHER

The following additional information is provided for the Examiner's consideration.

It is requested that the information disclosed herein be made of record in this application. Please charge any shortage in fees due in connection with the filing of this, concurrent and future replies, including extension of time fees, to Deposit Account <u>50-3136</u> and please credit any excess fees to such deposit account.

Respectfully submitted,

I hereby certify that this Correspondence is being deposited with the
United States Postal service with sufficient postage for first class mail
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facsimile transmitted to the USPTO, on the date indicated below.
·

Date of Deposit:	
Typed Name:	
Signature:	

Timothy J. Maier Attorney/Agent for Applicant(s)

Reg. No. 51986

Date: May 17, 2005

Telephone No.: 1.703.740.8322

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	stitute for form 1449A/PTO			Complete if Known				
Sub	stitute for form 1445/0F TO			Application Number	10/830,034			
IN	IFORMATION DIS	SCLOS	SURE	Filing Date	4/23/2004			
STATEMENT BY APPLICANT					First Named Inventor	WOOD, Thomas J.		
	(Use as many sheets as	necessary)			Art Unit	3743		
	(000 do) 0			Examiner Name				
Sheet 1 of 2		Attorney Docket Number	IMED-0009-US					

	U.S. PATENT DOCUMENTS									
Examiner Initials*	Cite No.1	Document Number  Number - Kind Code <sup>2 (if known)</sup>	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear					
		US-2005/0028822	Feb-05	Sleeper et al.						
		US-2005/0051176	Mar-05	Riggins						
		US-2005/0061326	Mar-05	Payne, JR.						
		US-2005/0033247	Feb-05	Thompson	#					
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	FOREIGN PATENT DOCUMENTS								
Examiner Initials*	Cite No.1	Foreign Patent Document  Country Code <sup>3</sup> - Number <sup>4</sup> - Kind Code <sup>5</sup> ( <i>if known</i> )	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>			
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Examiner	Date	
Signature	Considered	

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup>See Kinds Codes of USPTO Patent Documents at <a href="www.uspto.gov">www.uspto.gov</a> or MPEP 901.04. <sup>3</sup>Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup>For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup>Applicant is to place a check mark here if English language Translation is attached.

Translation is attached.

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Substitute for form 1449B/PTO		Complete if Known			
Substitute for form 1440577 TO				Application Number	10/830,034
INF	ORMATION DISC	LOS	URE	Filing Date	4/23/2004
ST	STATEMENT BY APPLICANT			First Named Inventor	WOOD, Thomas J.
				Art Unit	3743
(Use as many sheets as necessary)				Examiner Name	
Sheet	2	of	2	Attorney Docket Number	IMED-0009-US

NON PATENT LITERATURE DOCUMENTS						
Examiner Initials*  Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.						
		SNAPP NASAL INTERFACE, Tiara Medical Systems, Inc. http://www.tiaramed.com/asp_shop/shopdisplayproducts.asp?id=109&cat=SNAPP%2A+Nasal+Interface, viewed 5/17/05				
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